

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: REGINA, SAMUEL R.

Art Unit: 3637

Serial No.: 10/764,927

Date: July 18, 2006

Filed: 1/26/2004

For: VENTILATED PLASTIC BLOCKS
WITH FILM LAMINATE

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

The undersigned attorney of record, on behalf of the Applicant, **SAMUEL R. REGINA**, who is an individual, the inventor, and the owner of 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior patent application Serial No. 10/684,921, filed October 14, 2003. The undersigned, on behalf of the Applicant, hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the undersigned, on behalf of the Applicant, does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later:


expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned has reviewed this application and, to the best of the undersigned's knowledge and belief, title is and has remained in the Applicant.

Undersigned hereby declares that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Payment of the fee of \$65.00 for this Terminal Disclaimer required by 37 C.F.R. §1.20(d) is made using the Electronic Filing System. Please charge any additional fees or credit overpayment to Deposit Account No. 03-0088.

July 18, 2006
Date


C. Robert von Hellens, Attorney of Record